

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE

Paul Denton,
Plaintiff,

v.

Civil No.: 07-2670-D/An

United States,
Defendant.

MOTION TO DISMISS OR, ALTERNATIVELY, TRANSFER TO PROPER VENUE,
COMBINED WITH SUPPORTING MEMORANDUM

This is an action under the Federal Tort Claims Act (FTCA), for injuries the Plaintiff allegedly sustained on October 1, 2003 at O'Hare International Airport and the Metropolitan Correctional Center (MCC) in Chicago, Illinois. The United States moves for dismissal pursuant to Fed. R. Civ. P. 12(b)(3) and (6). The suit is barred by the statute of limitations, and this is the wrong venue. Alternatively, the United States moves for transfer of this case to United States District Court for the Northern District of Illinois. The United States argues as follows in support of this motion.

I. INTRODUCTION

Plaintiff is a thirty-seven year old male incarcerated at the Federal Correctional Institution in Memphis, Tennessee. He was convicted in the Eastern District of Missouri and is serving to a 200 month term of imprisonment for Armed Bank Robbery in violation of 18 U.S.C. §§ 2 and 2113(a) and (d), and Use of a Firearm in Relation to a Crime of Violence in violation of 18 U.S.C. 924(c)(1). See Exhibit A, Inmate Public Information.

On July 24, 2003, the plaintiff was arrested and incarcerated pending federal charges.

See United States v. Paul Denton, Case No. 03-CR-00097 (E.D. Mo. 2003). On September 18, 2003, the District Court ordered the plaintiff to undergo a psychiatric examination. *Id.* On September 23, 2003, the plaintiff was incarcerated at the Federal Transfer Center in Oklahoma City, Oklahoma. See Exhibit B, Inmate History.

On October 1, 2003, the plaintiff was transferred from the Oklahoma facility to MCC Chicago. *Id.* He was transferred via the Justice Prisoner and Alien Transportation System. The aircraft blew out three tires during landing. All passengers, including the plaintiff, were evacuated through emergency chutes. (Complaint, pg. 3 - 6.) The plaintiff alleges he was injured during the aircraft evacuation. Further, the plaintiff alleges he was denied proper medical care by the United States Marshals and the Federal Bureau of Prisons for injuries sustained from the plane incident. After arriving at MCC Chicago, the plaintiff alleges he was provided the wrong medication which resulted in further injury to the plaintiff. The plaintiff is requesting \$5,000,000 compensation for personal injury.

These events that gave rise to the Plaintiff's Complaint allegedly occurred at O'Hare International Airport and MCC Chicago which are located in the Northern District of Illinois. However, the plaintiff brought the lawsuit in the Western District of Tennessee where he is presently incarcerated.

These events that gave rise to the Plaintiff's Complaint allegedly occurred "on or about October 01, 2003," and the Plaintiff claims that he was aware of his alleged injuries immediately. Complaint, pg. 3 - 6. On October 26, 2006, more than three years after his alleged injury, the Plaintiff filed an administrative tort claim. *Id.*

II. ARGUMENT

A. The Plaintiff's suit is time-barred by his failure to submit an administrative tort claim within two-years after his alleged injury.

The Court has subject matter jurisdiction of an action against the United States only if the United States has waived sovereign immunity. “[T]he United States, as sovereign, is immune from suit save as it consents to be sued . . . , and the terms of its consent to be sued in any court define that court’s jurisdiction to entertain suit.” *United States v. Mitchell*, 445 U.S. 535, 538 (1980). By statute, if the Plaintiffs can bring suit at all, he can only sue under the provision of the FTCA. 28 U.S.C. § 2679(d)(2). As a limited waiver of sovereign immunity, the FTCA dictates that the Plaintiff must pursue his tort claim in compliance with the Act’s procedures. *See, McNeil v. United States*, 508 U.S. 106, 112 (1993). Among those FTCA procedures is an administrative claims process:

An action shall not be instituted upon a claim against the United States for money damages for injury or loss of property . . . caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, unless the claimant shall have first presented the claim to the appropriate Federal agency and his claim shall have been finally denied by the agency in writing and sent by certified or registered mail. The failure of an agency to make a final disposition of a claim within six months after it is filed shall, at the option of the claimant at any time thereafter, be deemed a final denial of the claim for purposes of this section.

28 U.S.C. § 2675(a).

The FTCA administrative procedures include a two year statute of limitations for submitting an administrative tort claim. 28 U.S.C. § 2401(b). In this case, the Plaintiff’s October 26, 2006 administrative claim was more than a year late. He submitted his claim more than three years after his alleged October 1, 2003 injuries.

The two year period for submitting an administrative claim began to run on October 1, 2003 because – according to his Complaint – that is when the Plaintiff learned of his injuries. That is the day of the aircraft evacuation and the day of the alleged failure to provide appropriate medical care. A medical malpractice claim accrues when the claimant discovers that he has been injured and discovers who inflicted that injury. *Schappacher v. United States*, 475 F.Supp.2d 749, 753 (S.D.Ohio 2007) citing *United States v. Kubrick*, 444 U.S. 111, 122 (1979) (stating that for a cause of action to accrue the plaintiff need only know “the critical facts that he has been hurt and who has inflicted the injury.”) As admitted in his Complaint, the Plaintiff’s alleged injuries happened on or about October 1, 2003. That was the date of the aircraft evacuation, and the Plaintiff alleges that he was immediately aware of his injury. See Complaint at 3-4. Further, the plaintiff pled that on the same day MCC staff refused to provide medical treatment to the plaintiff. *Id.* The plaintiff also contends he was given the wrong medication which “immediately caused” an adverse reaction. Complaint at 4-5. Thus, the Plaintiff has pled that he knew that his injuries occurred on October 1, 2003, as a result of the alleged negligent conduct of employees of the United States Marshal’s Service and the Federal Bureau of Prisons. His two years to file an administrative claim ran from that date and expired long before he filed that claim.

The FTCA has two limitations provisions: two years to file an administrative claim and then six months to file suit after the agency’s denial. 28 U.S.C. § 2401(b). The Plaintiff pled that he met the six month limitations period. However, missing the two year limitations period is not excused by meeting the six month period. Both periods apply. *See generally, Schappacher v. United States*, 475 F.Supp.2d 749, 753 (S.D.Ohio 2007). Case law and the

legislative history behind the enactment of 28 U.S.C. §2401(b) supports the conclusion that a plaintiff must always file his administrative claim with the appropriate federal agency within two years after claim accrues. *Id.* Only then is a plaintiff afforded six months from a written denial of the claim to file a federal court action. *Id. citing Pascale v. United States*, 998 F.2d 186, 190 (3d. Cir.1993) (referencing *Improvement of Procedures in Claims Settlement and Government Litigation: Hearings before Subcomm. No. 2 of the House Comm. On the Judiciary on H.R. 13650, 13651, 13652, and 14182*, 89th Cong., 2d Sess. 16 (April 6, 1966)); *Siedschlag v. United States*, 171 F.Supp.2d 716, 718 (S.D. Ohio 2001). This suit is time-barred.

B. This is the wrong venue.

FTCA suits are to be brought in the judicial district in which the plaintiff resides, or wherein the act or omission complained of occurred. 28 U.S.C. § 1402(b). This is not the district where the Plaintiff resides. Although the Sixth Circuit has not addressed this venue issue, the great weight of authority holds that an inmate is not a resident of the district where he happens to be involuntarily incarcerated. *See generally, Lindsey v. U.S.*, 2006 WL 2060651, fn. 1 (N.D. W.VA. 2006)(collecting cases).¹

This is not the district where the act or omission complained of occurred. The acts complained of in this case occurred at O'Hare International Airport and the Metropolitan Correctional Center in Chicago, Illinois, which are located in the Northern District of Illinois.

¹ On a related issue, the Sixth Circuit has held that, for diversity jurisdiction, an inmate is presumed not to be domiciled at his place of incarceration. *Stifel v. Hobkins*, 477 F.2d 1116 (6th Cir. 1973); *see also, Purdom v. Gettleman*, 2008 WL 695258 (E.D. Ky. 2008)(“A prisoner does not acquire a new domicile when he or she is incarcerated in a different state; instead he or she maintains his or her pre-incarceration domicile.”)

Since this is neither the district where the Plaintiff resides nor the district where the events occurred, the Court should dismiss this case as filed in the wrong venue.

Even if this district were a proper venue, the Court can and should transfer the case to the Northern District of Illinois. Title 28 U.S.C. §1404(a) authorizes a transfer to any other district where it might have been brought “for the convenience of parties and witnesses” and “in the interest of justice.” Congress intended to give district courts the discretion to transfer cases on an individual basis by considering convenience and fairness. *Kerobo v. Southwestern Clean Fuels, Corp.*, 285 F.3d 531, 537 (6th Cir.2002). Further, liability under the FTCA is governed by the substantive tort law of the state where the relevant events happened. *Rayonier Inc. v. United States*, 352 U.S. 315 (1957); *Huffman v. United States*, 82 F.3d 703, 705 (6th Cir.1996). Because all of the events giving rise to the lawsuit occurred in Illinois and because Illinois substantive tort law governs and because potential witnesses include staff members located in Illinois, the lawsuit should be transferred to the Northern District of Illinois.

III. CONCLUSION

The United States is entitled to a judgment denying any relief to the Plaintiff and dismissing the Complaint against it. In the alternative, the Court should transfer venue to the Northern District of Illinois.

Respectfully submitted,
David Kustoff
United States Attorney

By: s/ William W. Siler (BPR #7194)
Assistant United States Attorney
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Memphis, Tennessee 38103
Telephone (901) 544-4231
Facsimile (901) 544-4230
bill.siler@usdoj.gov

CERTIFICATE OF SERVICE

I, William W. Siler, Assistant U.S. Attorney, certify that the foregoing has been electronically filed on this date. I further certify that a copy of the foregoing has been mailed to Paul S. Denton, Reg. No. 2948-044, FCI Memphis, P.O. Box 34550, Memphis, TN 38184-0550.

s/ William W. Siler
Assistant U.S. Attorney

Date: April 3, 2008

EXHIBIT A
Inmate Public Information

CCCRJ * PUBLIC INFORMATION * 03-20-2008
 PAGE 001 * INMATE DATA * 09:47:48
 AS OF 03-20-2008

REGNO...: 29485-044 NAME: DENTON, PAUL STACY
 COMP NO: 020 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
 FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
 PHONE...: 901-372-2269 FAX: 901-380-2462
 RACE/SEX...: BLACK / MALE
 AGE: 37

PROJ REL MT: GOOD CONDUCT TIME RELEASE PAR ELIG DT: N/A
 PROJ REL DT: 12-24-2017 PAR HEAR DT:

----- ADMIT/RELEASE HISTORY -----

FCL	ASSIGNMENT	DESCRIPTION	START DATE/TIME	STOP DATE/TIME
MEM	A-DES	DESIGNATED, AT ASSIGNED FACIL	12-11-2006 1659	CURRENT
A02	RELEASE	RELEASED FROM IN-TRANSIT FACIL	12-11-2006 1759	12-11-2006 1759
A02	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACIL	12-11-2006 1025	12-11-2006 1759
OKL	HLD REMOVE	HOLDOVER REMOVED	12-11-2006 0925	12-11-2006 0925
OKL	A-BOP HLD	HOLDOVER FOR INST TO INST TRF	12-06-2006 1641	12-11-2006 0925
A02	RELEASE	RELEASED FROM IN-TRANSIT FACIL	12-06-2006 1741	12-06-2006 1741
A02	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACIL	12-06-2006 0930	12-06-2006 1741
THP	TRANSFER	TRANSFER	12-06-2006 0930	12-06-2006 0930

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 002	*	INMATE DATA	*	09:47:48
		AS OF 03-20-2008		

REGNO.: 29485-044 NAME: DENTON, PAUL STACY

COMP NO: 020 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y

FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL

PHONE.: 901-372-2269 FAX: 901-380-2462

THP	A-DES	DESIGNATED, AT ASSIGNED FACIL	03-23-2005	1025	12-06-2006	0930
5-A	RELEASE	RELEASED FROM IN-TRANSIT FACIL	03-23-2005	1025	03-23-2005	1025
5-A	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACIL	03-23-2005	1010	03-23-2005	1025
THA	TRANSFER	TRANSFER	03-23-2005	1010	03-23-2005	1010
THA	A-DES	DESIGNATED, AT ASSIGNED FACIL	09-01-2004	1110	03-23-2005	1010
A02	RELEASE	RELEASED FROM IN-TRANSIT FACIL	09-01-2004	1210	09-01-2004	1210
A02	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACIL	09-01-2004	0930	09-01-2004	1210
OKL	HLD REMOVE	HOLDOVER REMOVED	09-01-2004	0830	09-01-2004	0830
OKL	A-HLD	HOLDOVER, TEMPORARILY HOUSED	08-16-2004	1505	09-01-2004	0830
2-L	RELEASE	RELEASED FROM IN-TRANSIT FACIL	08-16-2004	1605	08-16-2004	1605
2-L	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACIL	08-11-2004	1052	08-16-2004	1605
CST	ADMIN REL	ADMINISTRATIVE RELEASE	08-11-2004	0952	08-11-2004	0952
CST	A-ADMIN	ADMINISTRATIVE ADMISSION	08-11-2004	0842	08-11-2004	0952

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 003	*	INMATE DATA	*	09:47:48
		AS OF 03-20-2008		

REGNO...: 29485-044 NAME: DENTON, PAUL STACY
 COMP NO: 020 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
 FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
 PHONE...: 901-372-2269 FAX: 901-380-2462
 PRE-RELEASE PREPARATION DATE: 06-24-2017

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.
 THE INMATE IS PROJECTED FOR RELEASE: 12-24-2017 VIA GCT REL

-----CURRENT JUDGMENT/WARRANT NO: 020 -----

COURT OF JURISDICTION.....: MISSOURI, EASTERN DISTRICT
 DOCKET NUMBER.....: 1:03CR00097ERW
 JUDGE.....: WEBBER
 DATE SENTENCED/PROBATION IMPOSED: 07-27-2004
 DATE COMMITTED.....: 09-01-2004
 HOW COMMITTED.....: US DISTRICT COURT COMMITMENT
 PROBATION IMPOSED.....: NO

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 004	*	INMATE DATA	*	09:47:48
		AS OF 03-20-2008		

REGNO.: 29485-044 NAME: DENTON, PAUL STACY
 COMP NO: 020 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
 FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
 PHONE...: 901-372-2269 FAX: 901-380-2462

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED..:	\$200.00	\$00.00	\$00.00	\$00.00

RESTITUTION...: PROPERTY: NO SERVICES: NO AMOUNT: \$184.24

-----CURRENT OBLIGATION NO: 010 -----

OFFENSE CODE....: 130

OFF/CHG: T18: 2 AND 2113(A) AND (D); ARMED BANK ROBBERY (COUNT 1).

T18: 924(C)(1) AND 2; USE OF A FIREARM IN RELATION TO A CRIME
 OF VIOLENCE (COUNT 2).

SENTENCE PROCEDURE.....: 3559 PLRA SENTENCE

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 005	*	INMATE DATA	*	09:47:48
		AS OF 03-20-2008		

REGNO...: 29485-044 NAME: DENTON, PAUL STACY
COMP NO: 020 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
PHONE...: 901-372-2269 FAX: 901-380-2462
SENTENCE IMPOSED/TIME TO SERVE.: 200 MONTHS
TERM OF SUPERVISION.....: 3 YEARS
CLASS OF OFFENSE.....: CLASS A FELONY
DATE OF OFFENSE.....: 06-19-2003

-----CURRENT COMPUTATION NO: 020 -----

COMPUTATION 020 WAS LAST UPDATED ON 09-07-2004 AT THA AUTOMATICALLY

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN
CURRENT COMPUTATION 020: 020 010

DATE COMPUTATION BEGAN.....: 07-27-2004
TOTAL TERM IN EFFECT.....: 200 MONTHS

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 006	*	INMATE DATA	*	09:47:48
		AS OF 03-20-2008		

REGNO.: 29485-044 NAME: DENTON, PAUL STACY
 COMP NO: 020 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
 FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
 PHONE...: 901-372-2269 FAX: 901-380-2462
 TOTAL TERM IN EFFECT CONVERTED...: 16 YEARS 8 MONTHS
 EARLIEST DATE OF OFFENSE.....: 06-19-2003

JAIL CREDIT.....:	FROM DATE	THRU DATE
	06-19-2003	07-26-2004

TOTAL PRIOR CREDIT TIME.....: 404
 TOTAL INOPERATIVE TIME.....: 0
 TOTAL GCT EARNED AND PROJECTED...: 784
 TOTAL GCT EARNED.....: 216
 STATUTORY RELEASE DATE PROJECTED: 12-24-2017
 SIX MONTH /10% DATE.....: N/A
 EXPIRATION FULL TERM DATE.....: 02-16-2020

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 007	*	INMATE DATA	*	09:47:48
		AS OF 03-20-2008		

REGNO...: 29485-044 NAME: DENTON, PAUL STACY
COMP NO: 020 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
PHONE...: 901-372-2269 FAX: 901-380-2462

PROJECTED SATISFACTION DATE.....: 12-24-2017
PROJECTED SATISFACTION METHOD...: GCT REL

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 008	*	INMATE DATA	*	09:47:48
		AS OF 03-20-2008		

REGNO...: 29485-044 NAME: DENTON, PAUL STACY
 COMP NO: 010 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
 FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL

THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S PRIOR COMMITMENT.
 THE INMATE WAS SCHEDULED FOR RELEASE: 11-05-2003 VIA STDY CMPLT

-----PRIOR JUDGMENT/WARRANT NO: 010 -----

COURT OF JURISDICTION.....: MISSOURI, EASTERN DISTRICT
 DOCKET NUMBER.....: 1:03CR00097 ERW
 JUDGE.....: WEBBER
 DATE SENTENCED/PROBATION IMPOSED: 09-18-2003
 DATE WARRANT ISSUED.....: N/A
 DATE WARRANT EXECUTED.....: N/A
 DATE COMMITTED.....: 10-07-2003
 HOW COMMITTED.....: 4241 THRU 4245 STUDY OR EXAM
 PROBATION IMPOSED.....: NO

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 009	*	INMATE DATA	*	09:47:48
		AS OF 11-05-2003		

REGNO...: 29485-044 NAME: DENTON, PAUL STACY
 COMP NO: 010 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
 FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
 PHONE...: 901-372-2269 FAX: 901-380-2462
 SPECIAL PAROLE TERM.....:

RESTITUTION...: PROPERTY: NO SERVICES: NO AMOUNT: \$00.00

-----PRIOR OBLIGATION NO: 010 -----
 OFFENSE CODE....: 551
 OFF/CHG: 18 USC 2113(D): ARMED BANK ROBBERY AND WEAPONS OFFENSE

SENTENCE PROCEDURE.....: 4241 DETERM MENTAL COMPETENCY FOR TRIAL
 SENTENCE IMPOSED/TIME TO SERVE.: NOT APPLICABLE
 STUDY LENGTH.....: 30 DAYS
 DATE OF OFFENSE.....: 06-20-2003

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 010	*	INMATE DATA	*	10:50:30
		AS OF 11-05-2003		

REGNO...: 29485-044 NAME: DENTON, PAUL STACY
COMP NO: 010 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
PHONE...: 901-372-2269 FAX: 901-380-2462

-----PRIOR COMPUTATION NO: 010 -----

COMPUTATION 010 WAS LAST UPDATED ON 10-08-2003 AT WAS AUTOMATICALLY

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN
PRIOR COMPUTATION 010: 010 010

DATE COMPUTATION BEGAN.....: 10-07-2003
TOTAL TERM IN EFFECT.....: 30 DAYS
TOTAL TERM IN EFFECT CONVERTED...: 30 DAYS
EARLIEST DATE OF OFFENSE.....: 06-20-2003

JAIL CREDIT.....: FROM DATE THRU DATE

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ	*	PUBLIC INFORMATION	*	03-20-2008
PAGE 011	*	INMATE DATA	*	10:50:30
		AS OF 11-05-2003		

REGNO...: 29485-044 NAME: DENTON, PAUL STACY
 COMP NO: 010 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
 FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
 PHONE...: 901-372-2269 FAX: 901-380-2462
 06-20-2003 10-06-2003

TOTAL JAIL CREDIT TIME.....: 109
 TOTAL INOPERATIVE TIME.....: 0
 STATUTORY GOOD TIME RATE.....: 0
 TOTAL SGT POSSIBLE.....: 0
 TOTAL GCT EARNED AND PROJECTED..: 0
 TOTAL GCT EARNED.....: 0
 PAROLE ELIGIBILITY.....: N/A
 STATUTORY RELEASE DATE.....: N/A
 TWO THIRDS DATE.....: N/A
 180 DAY DATE.....: N/A
 SIX MONTH /10% DATE.....: N/A
 EXPIRATION FULL TERM DATE.....: 11-05-2003

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ * PUBLIC INFORMATION * 03-20-2008
PAGE 012 OF 012 * INMATE DATA * 10:50:30
AS OF 11-05-2003

REGNO...: 29485-044 NAME: DENTON, PAUL STACY
COMP NO: 010 ALL CURR COMPS(Y/N): Y ALL PRIOR COMPS(Y/N): Y
FUNC...: DIS RESP OF: MEM / DESIGNATED, AT ASSIGNED FACIL
PHONE...: 901-372-2269 FAX: 901-380-2462

NEXT PAROLE HEARING DATE.....: UNKNOWN
TYPE OF HEARING.....: UNKNOWN

ACTUAL SATISFACTION DATE.....: 11-05-2003
ACTUAL SATISFACTION METHOD.....: STDY CMPLT
ACTUAL SATISFACTION FACILITY....: WAS
ACTUAL SATISFACTION KEYED BY....: TWB

DAYS REMAINING.....: 0
FINAL PUBLIC LAW DAYS.....: 0

G0005 TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

EXHIBIT B
Inmate History

CCCRJ 531.01 * INMATE HISTORY * 03-20-2008
 PAGE 001 * ADM-REL * 09:45:44

REG NO.: 29485-044 NAME....: DENTON, PAUL STACY
 CATEGORY: ARS FUNCTION: DIS FORMAT:

FCL	ASSIGNMENT	DESCRIPTION	START DATE/TIME	STOP DATE/TIME
MEM	A-DES	DESIGNATED, AT ASSIGNED FACIL	12-11-2006 1659	CURRENT
A02	RELEASE	RELEASED FROM IN-TRANSIT FACIL	12-11-2006 1759	12-11-2006 1759
A02	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACIL	12-11-2006 1025	12-11-2006 1759
OKL	HLD REMOVE	HOLDOVER REMOVED	12-11-2006 0925	12-11-2006 0925
OKL	A-BOP HLD	HOLDOVER FOR INST TO INST TRF	12-06-2006 1641	12-11-2006 0925
A02	RELEASE	RELEASED FROM IN-TRANSIT FACIL	12-06-2006 1741	12-06-2006 1741
A02	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACIL	12-06-2006 0930	12-06-2006 1741
THP	TRANSFER	TRANSFER	12-06-2006 0930	12-06-2006 0930
THP	A-DES	DESIGNATED, AT ASSIGNED FACIL	03-23-2005 1025	12-06-2006 0930
S-A	RELEASE	RELEASED FROM IN-TRANSIT FACIL	03-23-2005 1025	03-23-2005 1025
S-A	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACIL	03-23-2005 1010	03-23-2005 1025
THA	TRANSFER	TRANSFER	03-23-2005 1010	03-23-2005 1010
THA	A-DES	DESIGNATED, AT ASSIGNED FACIL	09-01-2004 1110	03-23-2005 1010
A02	RELEASE	RELEASED FROM IN-TRANSIT FACIL	09-01-2004 1210	09-01-2004 1210

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ 531.01 * INMATE HISTORY * 03-20-2008
 PAGE 002 * ADM-REL * 09:45:44

REG NO.: 29485-044 NAME....: DENTON, PAUL STACY
 CATEGORY: ARS FUNCTION: DIS FORMAT:

FCL	ASSIGNMENT	DESCRIPTION	START DATE/TIME	STOP DATE/TIME
A02	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	09-01-2004 0930	09-01-2004 1210
OKL	HLD REMOVE	HOLDOVER REMOVED	09-01-2004 0830	09-01-2004 0830
OKL	A-HLD	HOLDOVER, TEMPORARILY HOUSED	08-16-2004 1505	09-01-2004 0830
2-L	RELEASE	RELEASED FROM IN-TRANSIT FACL	08-16-2004 1605	08-16-2004 1605
2-L	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	08-11-2004 1052	08-16-2004 1605
CST	ADMIN REL	ADMINISTRATIVE RELEASE	08-11-2004 0952	08-11-2004 0952
CST	A-ADMIN	ADMINISTRATIVE ADMISSION	08-11-2004 0842	08-11-2004 0952
P04	RELEASE 08	RELEASED FROM IN-TRANSIT, AUG	08-11-2004 0942	08-11-2004 0942
P04	A-ADMIT 03	ADMITTED TO IN-TRANSIT, MAR	03-17-2004 0530	08-11-2004 0942
I-T	RELEASE	RELEASED FROM IN-TRANSIT FACL	03-17-2004 0530	03-17-2004 0530
I-T	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	11-18-2003 0530	03-17-2004 0530
A02	RELEASE	RELEASED FROM IN-TRANSIT FACL	11-18-2003 0530	11-18-2003 0530
A02	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	11-17-2003 1000	11-18-2003 0530
OKL	HLD REMOVE	HOLDOVER REMOVED	11-17-2003 0900	11-17-2003 0900

G0002 MORE PAGES TO FOLLOW . . .

CCCRJ 531.01 * INMATE HISTORY * 03-20-2008
 PAGE 003 * ADM-REL * 09:45:44

REG NO.: 29485-044 NAME....: DENTON, PAUL STACY
 CATEGORY: ARS FUNCTION: DIS FORMAT:

FCL	ASSIGNMENT	DESCRIPTION	START DATE/TIME	STOP DATE/TIME
OKL	A-HLD	HOLDOVER, TEMPORARILY HOUSED	11-13-2003 1700	11-17-2003 0900
CCC	PRE REMOVE	PRE SENT DETAINEE REMOVED	11-13-2003 2240	11-13-2003 2328
CCC	A-PRE	PRE-SENT ADMIT, ADULT	11-07-2003 1104	11-13-2003 2240
CCC	LOCAL HOSP	ESC TRIP TO LOCAL HOSP W/RETN	11-07-2003 0604	11-07-2003 1104
CCC	A-PRE	PRE-SENT ADMIT, ADULT	11-06-2003 1042	11-07-2003 0604
B07	RELEASE	RELEASED FROM IN-TRANSIT FACL	11-06-2003 1142	11-06-2003 1142
B07	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	11-06-2003 0710	11-06-2003 1142
OXF	HLD REMOVE	HOLDOVER REMOVED	11-06-2003 0610	11-06-2003 0610
OXF	A-HLD	HOLDOVER, TEMPORARILY HOUSED	11-05-2003 1345	11-06-2003 0610
WAS	STDY CMPLT	STUDY AND OBS COMPLETED	11-05-2003 0945	11-05-2003 1345
WAS	A-PRE	PRE-SENT ADMIT, ADULT	10-07-2003 1045	11-05-2003 0945
B07	RELEASE	RELEASED FROM IN-TRANSIT FACL	10-07-2003 1145	10-07-2003 1145
B07	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	10-07-2003 0650	10-07-2003 1145
OXF	HLD REMOVE	HOLDOVER REMOVED	10-07-2003 0550	10-07-2003 0550

G0002 MORE PAGES TO FOLLOW . . .

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REG NO.: 29485-044 NAME....: DENTON, PAUL STACY
 CATEGORY: ARS FUNCTION: DIS FORMAT:

FCL	ASSIGNMENT	DESCRIPTION	START DATE/TIME	STOP DATE/TIME
OXF	A-BOP HLD	HOLDOVER FOR INST TO INST TRF	10-06-2003 1400	10-07-2003 0550
B07	RELEASE	RELEASED FROM IN-TRANSIT FACL	10-06-2003 1500	10-06-2003 1500
B07	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	10-06-2003 1131	10-06-2003 1500
CCC	HLD REMOVE	HOLDOVER REMOVED	10-06-2003 1031	10-06-2003 1031
CCC	A-PRE	PRE-SENT ADMIT, ADULT	10-01-2003 1657	10-06-2003 1031
CCC	ADM CHANGE	RELEASE FOR ADMISSION CHANGE	10-01-2003 1658	10-01-2003 1659
CCC	A-BOP HLD	HOLDOVER FOR INST TO INST TRF	10-01-2003 1655	10-01-2003 1658
A02	RELEASE	RELEASED FROM IN-TRANSIT FACL	10-01-2003 1755	10-01-2003 1755
A02	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	10-01-2003 0900	10-01-2003 1755
OKL	HLD REMOVE	HOLDOVER REMOVED	10-01-2003 0800	10-01-2003 0800
OKL	A-HLD	HOLDOVER, TEMPORARILY HOUSED	09-29-2003 1627	10-01-2003 0800
2-L	RELEASE	RELEASED FROM IN-TRANSIT FACL	09-29-2003 1727	09-29-2003 1727
2-L	A-ADMIT	ADMITTED TO AN IN-TRANSIT FACL	09-23-2003 1152	09-29-2003 1727
CST	ADMIN REL	ADMINISTRATIVE RELEASE	09-23-2003 1052	09-23-2003 1052

G0002 MORE PAGES TO FOLLOW . . .

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REG NO.: 29485-044 NAME....: DENTON, PAUL STACY
CATEGORY: ARS FUNCTION: DIS FORMAT:

FCL	ASSIGNMENT DESCRIPTION	START DATE/TIME	STOP DATE/TIME
CST	A-ADMIN ADMINISTRATIVE ADMISSION	09-23-2003 1049	09-23-2003 1052

G0005 TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED